IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY THIRD DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 5751 of 2005

Between:

ICICI Bank Limited, Land Mark, Race Course Road,
Vadodara-390 007, having its Corporate Office at ICICI Bank Tower, Level-IV 1-11-256, Begumpet, Hyderabad.

..... PETITIONER

AND

1 Government of Andhra Pradesh, represented by its Commissioner, Commercial Taxes Department, Opp.Gandhi Bhavan, Nampally, Hyderabad.
2 The Commercial Tax Officer, Puttur, Chittoor District.
3 M/s Maruthi Textiles (P) Limited Nagari, Nagari Mandal, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order, direction more particularly one in the nature of writ of Mandamus declaring the action of the 2nd respondent in not fixing the upset price before proceeding with the proposed auction sale of the secured assets of the 3rd respondent situated at Nagari, Puttur Mandal, Chittoor District as being illegal, arbitrary, unconstitutional and consequently direct the 2nd respondent to fix the upset price of the said assets prior to subjecting them to be sold in the public auction.

Counsel for the Petitioner: MR.S.NIRANJAN REDDY

Counsel for the Respondent Nos.1 and 2: GP FOR COMMERCIAL TAXES

Counsel for respondent No.3: None appeared.

The Court made the following:

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ORAL ORDER: (per GB.J.)

The learned counsel for the petitioner submits that he may be permitted to withdraw the Writ Petition. Permission granted. Writ Petition is dismissed as withdrawn. No costs.

(G.BIKSHAPATHY, J.)

23rd March, 2005.

SSR (P.S.NARAYANA,J.)

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. ICICI Bank Limited, Land Mark, Race Course Road,
Vadodara-390 007, having its Corporate Office at ICICI Bank Tower, Level-IV 1-11-256, Begumpet, Hyderabad.

2 The Commissioner, Commercial Taxes Department, Government of Andhra

Pradesh, Opp.Gandhi Bhavan, Nampally, Hyderabad.
3 The Commercial Tax Officer, Puttur, Chittoor District.
4 2 CCs to G.P. for Commercial Taxes, High Court of A.P. Hyderabad. (OUT)

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